

**PLEA MINUTE SHEET**  
**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEW MEXICO (AT LAS CRUCES)**

**CR 21-626 VJ1****UNITED STATES vs. HILL**

**Before The Honorable Carmen E. Garza, United States Magistrate Judge**

|                                     |  |   |                         |   |
|-------------------------------------|--|---|-------------------------|---|
| Hearing Date:                       | 5/6/2021   | Time In and Out:  | 2:17-2:31 P.M. (14 Min) |   |
| Clerk:                              | B. Wilson  | Digital Recording:  | LC-Organ                |   |
| Defendant:                          | DAVID WILLIAM HILL   | Defendant's Counsel:  | DANIEL RUBIN            |   |
| AUSA:                               | DUSTIN SEGOVIA   | Interpreter:  | N/A                     | <input type="checkbox"/> Sworn<br><input type="checkbox"/> Waived |
| <input checked="" type="checkbox"/> | Defendant Sworn  | <input type="checkbox"/>  | First Appearance        |   |
| <input checked="" type="checkbox"/> | Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect.   |   |                         |   |
| <input checked="" type="checkbox"/> | Deft acknowledges receipt of: <b>Information</b>   |   |                         |   |
| <input checked="" type="checkbox"/> | If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.  |   |                         |   |
| <input checked="" type="checkbox"/> | Terms and conditions of proposed plea agreement explained.   | <input checked="" type="checkbox"/> Defendant indicates understanding of its terms. |                         |   |
| <input checked="" type="checkbox"/> | Factual predicate to sustain the plea provided.  |   |                         |   |
| <input checked="" type="checkbox"/> | Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea. |   |                         |   |
| <input checked="" type="checkbox"/> | Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).                            |   |                         |   |
| <input checked="" type="checkbox"/> | Deft questioned re time to consult with attorney and if satisfied with his or her representation.  |   |                         |   |
| <input checked="" type="checkbox"/> | Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges).   |   |                         |   |
| <input checked="" type="checkbox"/> | Deft pleads GUILTY to: <b>Information</b>  |   |                         |   |
| <input checked="" type="checkbox"/> | Allocution by Deft on elements of charge(s).   |   |                         |   |
| <input checked="" type="checkbox"/> | Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.   |   |                         |   |
| <input checked="" type="checkbox"/> | Deft adjudged guilty.  |   |                         |   |
| <input checked="" type="checkbox"/> | Acceptance of plea agreement deferred until final disposition hearing by district judge.   |   |                         |   |
| <input checked="" type="checkbox"/> | Sentencing Date: <b>to be notified</b>   |   |                         |   |
| <input checked="" type="checkbox"/> | Defendant to Remain in Custody   |   |                         |   |
| <input type="checkbox"/>            | Present conditions of release continued  | <input type="checkbox"/>  | Conditions changed to:  |   |
| <input type="checkbox"/>            | Penalty for failure to appear explained  |   |                         |   |
| <input checked="" type="checkbox"/> | Presentence Report Ordered   | <input type="checkbox"/>  | Expedited (Type III)    |   |

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|  | <p>Other Matters: DEFENSE MAKES A RECORD OF WHY THIS PLEA CANNOT BE DELAYED ANY FURTHER. THE COURT FINDS THAT THE DEFENDANT, AFTER CONFERRING WITH COUNSEL, HAS KNOWINGLY AND VOLUNTARILY CONSENTED TO PROCEED BY VIDEO CONFERENCE WITH THE PLEA HEARING, AND WAIVED HIS RIGHT TO APPEAR IN PERSON FOR THE HEARING. THE COURT FURTHER FINDS THAT IT CANNOT CONDUCT THIS GUILTY PLEA IN PERSON WITHOUT SERIOUSLY JEOPARDIZING PUBLIC HEALTH AND SAFETY. THE COURT INCORPORATES BY REFERENCE THE LANGUAGE OF THE ADMINISTRATIVE ORDER. THE COURT FINDS THIS GUILTY PLEA CANNOT BE FURTHER DELAYED WITHOUT DOING SERIOUS HARM TO THE INTERESTS OF JUSTICE.</p> |
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